JS 44 - No. CALIF .(Rev. 4/97)

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON PAGE TWO)

L/a) DI AINTIEES				DEFENDANTS			
I.(a) PLAINTIFFS The state of							
Francie E. Moeller, Ed Muegge, Katherine Corbett,				Taco Bell Corp.			
and Craig Thomas Yates							
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(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF (EXCEPT IN U.S. PLAINTIFF CASES)				COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT			
				(IN LLS, PLAINTIFF CASES ONLY)			
				NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE			
Sonoma County				TRACT OF LAND INVOLVED.			
(C) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)				ATTORNEYS (IF KNOWN)			
Timothy P. Fox, Amy F. Robertson, Fox & Robertson, 910 - 16th							
Timothy P. Fox, Amy F. Robertson, Fox & Robertson, 910 - 10th			1001				
St., Ste. 610, Denver, CO 80202; 303.595.9700							
	OTION /		III. CITIZ	ENGUID OF PRINCIP	PAL PARTIES (PLACE A	N *f1 * IN ONE BOX FOR	
II. BASIS OF JURISDICTION (PLACE AN 11' IN ONE BOX ONLY) III. CITT				ZENSHIP OF PRINCIPAL PARTIES (PLACE AN 11" IN ONE BOX FOR			
— (For			diversity cases only) AND ONE BOX FOR DEFENDANT)				
Plaintiff	1 U.S. Government			PTF	DEF	PTF DEF	
☐ 2 U.S. Government			Citize	n of This State 1	1 Incorporated or Pri		
Defendant	4 Diversity	:::	Citizo	n of Another State 🔲 2	☐ 2 Incorporated and F		
	(Indicate Ci Parties in	itizenship of	Citize	in of Another State L12		Another State	
	7 471103 117	110111 1111)	Citize	n or Subject of a 3	☐ 3 Foreign Nation	□6 □6	
			Fore	eign Country			
IV. ORIGIN (PLACE AN 'I)" IN ONE BOX ONLY)							
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✓I Original ☐2 Removed from ☐3 Remanded from ☐4 Reinst Proceeding State Court Appellate Court Reopt					listrict Litigation	District Judge from	
				(sp	ecify)	Magistrate Judgment	
V. NATURE OF SUIT	(PLACE AN 'T " IN OI	NE BOX ONLY)					
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12.16.02

SIGNATURE OF ATTORNEY OF RECORD

JS 44 Reverse (Rev. 12/96)

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS-44 Authority For Civil Cover Sheet

The JS-44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- L (a) Plaintiffs Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a). F.R.C.P., which requires that jurisdictions be shown in pleadings. Place an """ in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "" in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

- III. Residence (citizenship) of Principal Parties. This section of the JS-44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Origin. Place an "II" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate judge's decision.

- V. Nature of Suit. Place an "0" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section IV above, is sufficient to enable the deputy clerk or the statistical clerks in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.
- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause.
- VII. Requested in Complaint. Class Action. Place an "I" in this box if you are filing a class action under Rule 23, F.R.Cv.P. Demand. In this space enter the dollar amount (in thousands of dollars) being demanded or indicate other demand such as a preliminary injunction.

Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

VIII. Related Cases. This section of the JS-44 is used to reference related pending cases if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases. Date and Attorney Signature.

Date and Attorney Signature. Date and sign the civil cover sheet.